

MINUTES

INDIANA STATE BOARD OF NURSING

December 11, 2008

I. CALL TO ORDER & ESTABLISHMENT OF QUORUM

Ms. Slagle called the meeting to order at 8:35 a.m. in the Auditorium of the Indiana Government Center South Building, 302 West Washington Street, Indianapolis, Indiana 46204 and declared a quorum, in accordance with IC § 25-23-1-5(b).

Board Members Present:

Carolyn Slagle, R.N., C.N.S., President
Jerry Burghduff, L.P.N., Secretary
Lynda Narwold, R.N., Member
Connie McIntosh, R.N., Member
Marcia Laux, R.N., Member
Laurel Valentino, R.N., Vice-President
Anne Ogle, Consumer Member
Scott Johns, R.N., Member

Board Members Absent:

Stacy Henderson, L.P.N., Member

State Officials Present:

Sean Gorman, Board Director, Indiana Professional Licensing Agency
Michelle Hines, Assistant Board Director, Indiana Professional Licensing Agency
Lisa Chapman, Litigation Specialist, Indiana Professional Licensing Agency
Gordon White, Commission Advisory Counsel, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda, as amended.

SLAGLE/BURGHDUFF
Motion carried 8-0-0

III. ADOPTION OF THE MINUTES FROM THE NOVEMBER 20, 2008 MEETING OF THE BOARD

A motion was made and seconded to adopt the minutes from the November 20, 2008 meeting of the Board.

SLAGLE/BURGHDUFF
Motion carried 5-0-3 Ms. Ogle, Mr. Johns and Ms. Valentino abstained.

IV. INDIANA STATE NURSES ASSISTANCE PROGRAM (ISNAP) REPORT

Charles Lindquist, ISNAP Program Director, presented the monthly report to the Board. Mr. Lindquist informed the Board that ISNAP has, as of November 2008, 523 active clients, 15 new intakes, 60 intakes in process and 21 RMA's returned.

Mr. Lindquist informed the Board that ISNAP staff met on November 15, 2008 to review those who have applied for the "Needs Assistance Fund." They reviewed six applications and five qualified for assistance and vouchers were mailed out.

Mr. Lindquist informed the Board that ISNAP's Annual Workshop on October 3, 2008 netted over \$4,500.00 dollars for the Needs Assistance Fund.

Mr. Lindquist informed the Board that ISNAP is preparing for the contract renewal application process.

V. EDUCATION

1. Marian College – Request to Extend their Accreditation to Include Online Delivery Model for Accelerated Baccalaureate Degree Program

Karen Hardin appeared on behalf of Marian College. Marian College is requesting to extend their accreditation to include online delivery model for their accelerated Baccalaureate Degree Program. The goal is to increase the number of BSN prepared nurses by reaching a population of potential students who may not be able to complete a generic accelerated degree program due to time constraints of traditional classroom courses. Ms. Hardin informed the Board that the clinical component will be taught with full-time and adjunct faculty. They would like to begin in 2009 with a cohort of twenty students.

Board Action: A motion was made and seconded to accept Marian College's request.

LAUX/NARWOLD
Motion carried 8-0-0

2. Indiana State University – Change in College Structure

Esther Acree and Dr. Miller appeared on behalf of Indiana State University. They presented to the Board a new organizational structure, which proposed three departments of nursing. They have appointed the following positions: Marcia Miller, Associate Dean for Academics, Gloria Plascak, Chair of Baccalaureate Nursing Department and Debra Mallory, Chair for APN Department.

Board Action: A motion was made and seconded to approve Indiana State University's change in college structure.

NARWOLD/LAUX
Motion carried 8-0-0

3. Ivy Tech Community College, Lafayette – Request for Approval for an Off-Site Offering of Some of the Nursing Curriculum Classes

Karen Dolk appeared on behalf of Ivy Tech Community College. The intent is to have ten students from a cohort for the 2009 fall classes to take classes, campus lab and clinical experiences at the new Ivy Tech Lafayette instructional site in Monticello. Ms. Dolk informed the Board that it is not a new program, only the opportunity to expand their approved ASN Program to offer classes at the Monticello site.

Board Action: A motion was made and seconded to approve Ivy Tech Community College's request.

NARWOLD/LAUX
Motion carried 8-0-0

4. Chamberlain College – Intent to Offer MSN and BSN, Which Includes the RN-BSN Degree Completion Option Programs via Online to IN Residents Beginning March 2009.

The RN-BSN completion option and MSN program do not lead to licensure according to the correspondence received from Chamberlain College. The Board has some serious concerns in regards to their program, specifically, the eighty hours to be transferred and the further education of already licensed practitioners.

Board Action: A motion was made and seconded to table Chamberlain College's intent and request a representative to appear on their behalf.

SLAGLE/NARWOLD
Motion carried 8-0-0

5. ITT Technical Institute – Resignation of Program Chair

FYI for the Board. Marilyn Chestnut resigned as program chair. Ms. Donna Austgen has been appointed as acting program chair.

6. Purdue University, West Lafayette – New Director of Undergraduate Program

FYI for the Board. Dr. Melanie Braswell is the new Director of Undergraduate Program.

VI. BOARD DIRECTOR REPORT

Mr. Gorman informed the Board that an audit of Advanced Practice Nurses with Prescriptive Authority is to be initiated prior to the end of the calendar year. Pursuant to regulations, APNs are required to complete 30 contact hours of continuing education for nurses, 8 of which are to be in the area of pharmacology, every 2 years prior to renewal of prescriptive authority. APNs are required to provide a

sworn statement at renewal of prescriptive authority that the APN has fulfilled the requirement. They are also required to retain proof of completing the CE requirement for 3 years from the end of the licensing period in which they were earned. Every 2 years, the Board is required to randomly audit between 1 and 10% of APNs with prescriptive authority to ensure that the requirements have been met.

After Board discussion, a motion was made and seconded to randomly audit 5% of APNs with prescriptive authority and who renewed that authority in 2007.

LAUX/VALENTINO
Motion carried 8-0-0

Mr. Gorman presented the Board with the Advanced Practice Nurse Subcommittee's recommendations to the Board. Board discussion centered on the effect of accepting the recommendations and the process for implementing an administrative rulemaking to affect rule changes the Subcommittee had suggested. The Board's acceptance of the recommendations is not binding in regards to any particular language proposed or subsequent changes the Board may seek. The Board also discussed concerns about the implications of proposed changes to the rules describing the competent practice of clinical nurse specialists and how that practice is distinguished from that of nurse practitioners. The Board discussed concern over acceptance of the Subcommittee's recommendation that the Board license or register all Advanced Practice Nurses.

Following Board discussion, a motion was made and seconded to accept the Advanced Practice Nurse Subcommittee's recommendations, with changes to suggested language regarding diagnostic test results in item number 6 and to proceed with the initiation of an administrative rulemaking.

SLAGLE/VALENTINO
Motion carried 8-0-0

Mr. Gorman informed the Board that Michelle Hines, Assistant Director for the Indiana State Board of Nursing, has resigned from her position effective December 19, 2008. She served in State Government for 10 years and has worked for the Board since 2005. Ms. Hines has accepted a position as clinical coordinator for MedTech College. On behalf of the Board, Mr. Gorman acknowledged Ms. Hines' hard work and dedication to her job, thanked her for her exemplary performance and service to the Board, and congratulated her on her new position.

VII. PERSONAL APPEARANCES

A motion was made and seconded to affirm the recommendations of Jerry Burghduff for the Board on the personal appearances conducted at the December 10, 2008 Indiana State Board of Nursing Administrative Law Judge Meeting.

SLAGLE/VALENTINO
Motion carried 7-0-1, Mr. Burghduff abstained.

A motion was made and seconded to affirm the recommendations of Jerry Burghduff for the Board on the personal appearances as follows:

LAUX/VALENTINO
Motion carried 4-0-1, Mr. Burghduff abstained.

A. Appearances by Applicants for Licensure

1. Gail Jones – Endorsement

Ms. Jones did not appear before the Board regarding her license by endorsement application. Ms. Jones was originally licensed in Texas, where she petitioned and was permitted to sit for the state board's exam despite not having officially graduated from the nursing school she attended. Mr. Burghduff recommended denial of Ms. Jones' license application.

2. Chaney Jeffries – Endorsement

Ms. Jeffries has withdrawn her application for licensure.

B. Appearances by Applicants for Renewal

1. Derena Wyland

Ms. Wyland appeared before the Board regarding the positive response on her license renewal application. Ms. Wyland reported having been disciplined at work for calling in a personal prescription

under a coworker's name. She is participating in ISNAP and is currently compliant with the terms of her RMA. Mr. Burghduff recommended that Ms. Wyland's license be issued free and clear.

2. Nikki John Smith

Ms. Smith appeared before the Board regarding the positive response on her license renewal application. Ms. Smith reported a DUI conviction in August of 2008. She has no previous convictions. Mr. Burghduff recommended that Ms. Smith's license be issued free and clear, but that she contact ISNAP and sign an RMA if eligible for participation.

3. Laura Michelle VanCleave

Ms. VanCleave appeared before the Board regarding the positive response on her license renewal application. Ms. VanCleave reported a federal felony conviction for conspiracy to possess and distribute methamphetamine. Mr. Burghduff is concerned that this situation falls under IC 25-1-1.1-3 and recommended that this renewal application be denied.

4. Christina Vitaoli

Ms. Vitaoli will be rescheduled for a future Board Meeting.

5. Margreta Harkenrider

Ms. Harkenrider has withdrawn her application for licensure.

6. Joan Dyben

Ms. Dyben appeared before the Board regarding the positive response on her license renewal application. Ms. Dyben reported a felony prescription fraud conviction for which she is on criminal probation until May 2010. Mr. Burghduff recommended Ms. Dyben be issued a probationary license and be required to contact ISNAP and sign an RMA if eligible. She may petition to have that probationary status withdrawn upon a showing of 6 months of full compliance with her ISNAP RMA.

C. Appearances by Applicants for Renewal - More Than Three Years

1. Sharon Deardorff

Ms. Deardorff submitted proof of completion of 24 contact hours of continuing education for nurses prior to the scheduled personal appearance and was renewed.

2. Elisabeth Wilson

Ms. Wilson did not appear before the Board regarding her application for renewal of her lapsed license. Ms. Wilson's license expired in 2002. Mr. Burghduff recommended that Ms. Wilson's application for renewal be denied.

3. Jody Riddle

Ms. Riddle will be rescheduled for a future Board Meeting.

4. Frances Robison

Ms. Robinson did not appear before the Board regarding her application for renewal of her lapsed license. Ms. Robison's license expired in 1983. Mr. Burghduff recommended that Ms. Robinson be rescheduled for the January meeting.

5. Joseph Michael Rice

Mr. Rice did not appear before the Board regarding his application for renewal of his lapsed license. Mr. Rice's license expired in 2004. Mr. Burghduff recommended that Mr. Rice's application for renewal be denied.

6. Marina Mills

Ms. Mills did not appear before the Board regarding her application for renewal of her lapsed license. Ms. Mills' license expired in 2004. Mr. Burghduff recommended that Ms. Mills' application for renewal be denied.

7. Sue Morey

Ms. Morey has withdrawn her application for licensure.

8. June Moss

Ms. Moss appeared before the Board regarding her application for license renewal. Her license expired in 1999. She is seeking licensure to teach nursing courses. Mr. Burghduff recommended that Ms. Moss complete 24 contact hours of continuing education, 6 hours each in the following areas: Documentation, Assessment, Pharmacology, and Legal/Ethics prior to renewal.

9. Erica Atisso

Ms. Atisso has withdrawn her application for licensure.

VIII. ADMINISTRATIVE HEARINGS

State of Indiana v. Rob Eugene Kelsheimer, L.P.N., License No. 27047784A

Administrative Cause No. 2006 NB 0078

Re: Request to Withdraw Probation

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Johns

Ms. Ogle

Case Summary: Respondent appeared before the Board at the November 2008 Board Meeting on his Request to Withdraw Probation. The hearing was tabled upon receipt of a copy of his original order signed by his employer and employer reports. Respondent provided copies of the required documents prior to the hearing.

Board Action: A motion was made and seconded to withdraw the probation from the Respondent's license.

VALENTINO/SLAGLE

Motion carried 5-1-2, Mr. Burghduff opposed; Mr. Johns and Ms. Ogle abstained.

A. The following hearings were continued:

1. State of Indiana v. Paul Rex Thornton, R.N., License No. 28134488A

Administrative Cause No. 2008 NB 060

Re: Preliminary & Disciplinary Hearing

2. State of Indiana v. Terri Lynn Brooks a/k/a Terri Lynn Gee, L.P.N., License No. 27033891A

Administrative Cause No. 96 NB 030

Re: Request to Reinstate

3. State of Indiana v. Marlene E. Craig, R.N., License No. 28163452A

Administrative Cause No. 2008 NB 140

Re: Disciplinary Hearing

4. State of Indiana v. Lisa Pasch-Fornshil, L.P.N., License Nos. 27039063A

Administrative Cause No. 2008 NB 139

Re: Disciplinary Hearing

5. State of Indiana v. Blanche Mae Markey, L.P.N., License No. 27008736A

Administrative Cause No. 2000 NB 038

Re: Request to Reinstate

6. State of Indiana v. Shannon Rayford, L.P.N., License No. 27053237A

Administrative Cause No. 2008 NB 130

Re: Disciplinary Hearing

7. State of Indiana v. Dianne Gill, R.N., License No. 28056299A

Administrative Cause No. 96 NB 029

Re: Request to Reinstate

B. State of Indiana v. Dara Elizabeth Wilson, R.N., License No. 28163982A

Administrative Cause No. 2007 NB 0176

Re: Request to Withdraw Probation

Parties and Counsel Present:

Dara Elizabeth Wilson, Respondent
Thomas McGee, Deputy Attorney General for State of Indiana

Respondent's Witness:

Chuck Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the November 13, 2007 Board meeting. The Decision on License Renewal Application was filed on December 21, 2007.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

VALENTINO/SLAGLE
Motion carried 7-0-0

C. State of Indiana v. Lisa N. Smith, R.N., License No. 28111633A

Administrative Cause No. 2008 NB 004
Re: Request to Withdraw Probation

Parties and Counsel Present:

Lisa N. Smith, Respondent
Thomas McGee, Deputy Attorney General for the State of Indiana

State's Witness:

Chuck Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the December 13, 2007 Board meeting. The Decision on License Renewal Application was filed on January 9, 2008.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

SLAGLE/JOHNS
Motion carried 7-0-0

D. State of Indiana v. Brandi Rhoda (Browning), R.N., License No. 28153418A

Administrative Cause No. 2003 NB 0021
Re: Request to Withdraw Probation

Parties and Counsel Present:

Brandi Rhoda (Browning), Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Respondent's Witness:

Chuck Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the April 20, 2006 Board meeting. The Findings of Fact, Conclusion of Law and Order was filed on May 5, 2006.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

SLAGLE/LAUX
Motion carried 7-0-0

E. State of Indiana v. Jamie Sue Evans, R.N., License No. 28157142A

Administrative Cause No. 2004 NB 073
Re: Request to Withdraw Probation

Parties and Counsel Present:

Jamie Sue Evans, Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Burghduff
Mr. Johns
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the June 15, 2006 Board meeting. The Findings of Fact, Conclusion of Law and Order was filed on June 26, 2006.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

VALENTINO/JOHNS
Motion carried 7-0-0

F. State of Indiana v. Kathleen Marie Ross, L.P.N., License No. 27024249A

Administrative Cause No. 2003 NB 0011
Re: Request to Withdraw Probation

Parties and Counsel Present:

Kathleen Marie Ross, Respondent
Heather Kennedy, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the March 18, 2004 Board meeting. The Findings of Fact and Order was filed on April 7, 2004.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

SLAGLE/VALENTINO
Motion carried 7-0-0

G. State of Indiana v. Sheila Lavonne Devore, L.P.N., License No. 27031155A

Administrative Cause No. 2004 NB 0117

Re: Request to Withdraw Probation

Parties and Counsel Present:

Sheila Lavonne Devore, Respondent

Heather Kennedy, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Johns

Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the December 16, 2004 Board meeting. The Findings of Fact and Order was filed on January 13, 2005.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

SLAGLE/VALENTINO
Motion carried 8-0-0

H. State of Indiana v. Jerry Leo Hendricks, L.P.N., License No. 27035609A

Administrative Cause No. 2003 NB 0065

Re: Request to Reinstate

Parties and Counsel Present:

Jerry Leo Hendricks, Respondent

Heather Kennedy, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Johns

Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Suspension at the September 18, 2003 Board meeting. The Findings of Fact, Conclusion of Law and Order was filed on September 26, 2003.

Board Action: A motion was made and seconded to reinstate Respondent's license on active status upon proof of completion of 24 contact hours of continuing education for nurses, 6 hours each in the areas of assessment, documentation, pharmacology, and legal/ethics.

VALENTINO/LAUX
Motion carried 7-1-0, Ms. Ogle opposed.

I. State of Indiana v. Julie Vanes, L.P.N., License No. 27060608A

Administrative Cause No. 2007 NB 0147

Re: Request to Withdraw Probation

Parties and Counsel Present:

Julie Vanes Maddox, Respondent

Heather Kennedy, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the October 18, 2007 Board meeting. The Decision on License Renewal was filed on October 25, 2007.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

SLAGLE/VALENTINO
Motion carried 8-0-0

J. State of Indiana v. Madeline Riley, R.N., N.P., License Nos. 28156269A & 71001527A

Administrative Cause No. 2008 NB 0010

Re: Request to Withdraw Probation

Parties and Counsel Present:

Madeline Riley, Respondent
Mary Pierce, Respondent's Attorney
Heather Kennedy, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation pursuant to the Findings of Fact, Ultimate Findings of Fact, Conclusions of Law and Order filed on July 2, 2008.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

SLAGLE/VALENTINO
Motion carried 7-1-0, Ms. Ogle opposed.

K. State of Indiana v. Elizabeth Leon, R.N., License No. 28106735A

Administrative Cause No. 2007 NB 003

Re: Request to Reinstate

Parties and Counsel Present:

Elizabeth Leon, Respondent
Morgan Wills, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Suspension at the April 19, 2007 Board meeting. The Findings of Fact and Order was filed on May 15, 2007.

Board Action: A motion was made and seconded to reinstate the Respondent's license on Indefinite Probation for at least the duration of her Recovery Monitoring Agreement with ISNAP.

SLAGLE/VALENTINO
Motion carried 8-0-0.

L. State of Indiana v. Anthony Otis Winn, R.N., License No. 28148728A

Administrative Cause No. 2007 NB 0111

Re: Request to Withdraw Probation

Parties and Counsel Present:

Anthony Otis Winn, Respondent

John Uskert, Respondent's Attorney

Morgan Wills, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Johns

Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Probation at the October 18, 2007 Board meeting. The Findings of Fact and Order was filed on October 25, 2007.

Board Action: A motion was made and seconded to withdraw the probation on the Respondent's license.

VALENTINO/BURGHDUFF
Motion carried 7-1-0, Ms. Ogle opposed.

A. M. State of Indiana v. Elizabeth Lynn Williams, L.P.N., License No. 27043462A

Administrative Cause No. 2007 NB 0122

Re: Request to Reinstate

Parties and Counsel Present:

Elizabeth Lynn Williams, Respondent

Morgan Wills, Deputy Attorney General for the State of Indiana.

Respondent's Witness:

Chuck Lindquist, ISNAP Program Director

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Johns

Ms. Ogle

Case Summary: Respondent's license was placed on Indefinite Suspension at the October 18, 2007 Board meeting. The Findings of Fact, Conclusions of Law and Order was filed on October 26, 2007.

Board Action: A motion was made and seconded to reinstate Respondent's license on indefinite probation for at least the length of her Recovery Monitoring Agreement with ISNAP.

SLAGLE/BURGHDUFF
Motion carried 8-0-0

N. State of Indiana v. Jennifer Sue Manor Davison, L.P.N., License No. 27053741A

Administrative Cause No. 2008 NB 049

Re: Extension of Summary Suspension

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.

Morgan Wills, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Johns

Ms. Ogle

Case Summary: Respondent's license was placed on Emergency Suspension at the September 18, 2008 Board Meeting.

Board Action: A motion was made and seconded to extend the Emergency Suspension for an additional 90 days.

BURGHDUFF/SLAGLE

Motion carried 8-0-0

O. State of Indiana v. Dawn Elaine Sparks, L.P.N., License No. 27047822A

Administrative Cause No. 2008 NB 122

Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.

Elizabeth Kiefner Crawford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Laux

Ms. McIntosh

Ms. Narwold

Mr. Johns

Ms. Ogle

Case Summary: The State of Indiana filed a complaint against Respondent's license on October 9, 2008.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default Order.

SLAGLE/VALENTINO

Motion carried 8-0-0

P. State of Indiana v. Carrie Normile, L.P.N., License No. 27050123A

Administrative Cause No. 2008 NB 121

Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.

Elizabeth Kiefner Crawford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Laux

Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: The State of Indiana filed a complaint against Respondent's license on October 21, 2008.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default Order.

SLAGLE/VALENTINO
Motion carried 8-0-0

Q. State of Indiana v. Rhonda Deaton, L.P.N., License No. 27033295A

Administrative Cause No. 2008 NB 145

Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Thomas McGee, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: The State of Indiana filed a complaint against Respondent's license on October 29, 2008.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default Order.

SLAGLE/VALENTINO
Motion carried 8-0-0

R. State of Indiana v. Mark Alan Bertsch, R.N., License No. 28149025A

Administrative Cause No. 2008 NB 146

Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent did not appear and was not represented by counsel.
Thomas McGee, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux
Ms. McIntosh
Ms. Narwold
Mr. Johns
Ms. Ogle

Case Summary: The State of Indiana filed a complaint against Respondent's license on October 29, 2008.

Board Action: A motion was made and seconded to issue a Notice of Proposed Default Order.

SLAGLE/VALENTINO
Motion carried 8-0-0

IX. PROPOSED SETTLEMENT AGREEMENTS

A. State of Indiana v. Kelly J. Williams, R.N., License No. 28110608A

Administrative Cause No. 2008 NB 193
Re: Agreement for Summary Suspension

Parties and Counsel Present:

Respondent was not present and did not appear by counsel.
Heather Kennedy, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux
Ms. Narwold
Ms. McIntosh
Mr. Johns
Ms. Ogle

Case Summary: An Agreement was filed December 16, 2008.

Board Action: A motion was made and seconded to accept the Agreement.

SLAGLE/VALENTINO
Motion carried 8-0-0

B. State of Indiana v. Sandra M. Jones, L.P.N., License No. 27023779A

Administrative Cause No. 2008 NB 123
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present and did not appear by counsel.
Heather Kennedy, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux
Ms. Narwold
Ms. McIntosh
Mr. Johns
Ms. Ogle

Case Summary: An Agreement was filed December 9, 2008. The Respondent's license will be placed on indefinite suspension for at least 6 months of compliance with an ISNAP RMA and until the Board receives certified copies from the Arizona Board of Nursing documenting that Arizona her license has been reinstated.

Board Action: A motion was made and seconded to accept the Agreement.

VALENTINO/LAUX
Motion carried 8-0-0

C. State of Indiana v. Vicki Lynn Ratliff, R.N., License No. 28110475A

Administrative Cause No. 2008 NB 141
Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present and did not appear by counsel.
Elizabeth Kiefrer Crawford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux

Ms. Narwold
Ms. McIntosh
Mr. Johns
Ms. Ogle

Case Summary: An Agreement was filed December 8, 2008. The Agreement called for a letter of reprimand to be issued against the Respondent's license and for the Respondent to complete 6 contact hours of continuing education for nurses, 3 each for documentation and communication with coworkers within one year of the final order.

Board Action: A motion was made and seconded to not approve the Agreement and set for a hearing on the State's complaint.

SLAGLE/BURGHDIFF
Motion carried 8-0-0

D. State of Indiana v. Tammy Belinda Wright, L.P.N., License No. 27043097A

Administrative Cause No. 2008 NB 157

Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was not present and did not appear by counsel.
Elizabeth Kiefner Crawford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux
Ms. Narwold
Ms. McIntosh
Mr. Johns
Ms. Ogle

Case Summary: An Agreement was filed November 10, 2008. The Respondent agreed to pay a \$250 fine within 90 days of a final order issued in the matter.

Board Action: A motion was made and seconded to approve the Agreement.

BURGHDIFF/SLAGLE
Motion carried 8-0-0

E. State of Indiana v. Jodi Ann Zuber, L.P.N., License No. 27049906A

Administrative Cause No. 2008 NB 131

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present and did not appear by counsel.
Heather Kennedy, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)
Ms. Valentino
Mr. Burghduff
Ms. Laux
Ms. Narwold
Ms. McIntosh
Mr. Johns
Ms. Ogle

Case Summary: An Agreement was filed December 9, 2008. The Respondent agreed to a probationary license for an indefinite length, for at least the duration of her criminal probation. The Respondent also agreed to complete 20 contact hours of continuing education for nurses in ethics/professionalism and in geriatric nursing care within the first 6 months of probation and to pay a \$1000 fine.

Board Action: A motion was made and seconded to approve the Agreement.

SLAGLE/VALENTINO
Motion carried 8-0-0

F. State of Indiana v. Erma J. Lester, L.P.N., License No. 27040963A

Administrative Cause No. 2008 NB 142

Re: Proposed Settlement Agreement

Parties and Counsel Present:

Respondent was not present and did not appear by counsel.

Elizabeth Kiefner Crawford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Laux

Ms. Narwold

Ms. McIntosh

Mr. Johns

Ms. Ogle

Case Summary: An Agreement was filed November 25, 2008. The Respondent agreed to pay a \$250 fine.

Board Action: A motion was made and seconded to approve the Agreement.

VALENTINO/BURGHDIFF
Motion carried 8-0-0

G. State of Indiana v. Mary Ann Geis, L.P.N., License No. 27047605A

Administrative Cause No. 2008 NB 143

Re: Disciplinary Hearing

Parties and Counsel Present:

Respondent was not present and did not appear by counsel.

Elizabeth Kiefner Crawford, Deputy Attorney General for the State of Indiana

Participating Board Members:

Ms. Slagle (Hearing Officer)

Ms. Valentino

Mr. Burghduff

Ms. Laux

Ms. Narwold

Ms. McIntosh

Mr. Johns

Ms. Ogle

Case Summary: An Agreement was filed November 25, 2008. The Respondent agreed a license on indefinite probation for at least one year; she agreed to provide monthly submitted reports to the Board regarding her professional competence, and ability to work with others; she agreed to provide proof of completing 12 hours of continuing education for nurses, and to pay a \$1000 fine.

Board Action: A motion was made and seconded to approve the Agreement.

VALENTINO/BURGHDIFF
Motion carried 7-0-1, Ms. McIntosh abstained.

XI. ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the Indiana State Board of Nursing adjourned at 2:20 p.m.

Carolyn Slagle, R.N., C.N.S., President

Date

Jerry Burghduff, L.P.N., Secretary

Date